

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OYSTER OPTICS, LLC,

Plaintiff,

vs.

CIENA CORPORATION,

Defendant.

OYSTER OPTICS, LLC,

Plaintiff,

vs.

CIENA CORPORATION,

Defendant.

) Case Number: 4:17-cv-05920-JSW

) ORDER GRANTING

) **JOINT NOTICE OF SETTLEMENT AND**

) **STIPULATION TO STAY CASE FOR**

) **THIRTY DAYS TO FACILITATE ENTRY**

) **OF SETTLEMENT**

) Case Number: 4:20-cv-02354-JSW

) ORDER GRANTING

) **JOINT NOTICE OF SETTLEMENT AND**

) **STIPULATION TO STAY CASE FOR**

) **THIRTY DAYS TO FACILITATE ENTRY**

) **OF SETTLEMENT**

) AND REQUIRING JOINT STATUS REPORT

The parties hereby submit this Notice to notify the Court that they have reached a settlement in principle with regard to Case Nos. 4:20-cv-02354-JSW and 4:17-cv-05920-JSW and will finalize a settlement agreement as soon as possible. In light of the settlement in principle, the parties jointly stipulate that the cases be stayed for 30 days. The parties believe, and hereby stipulate, that the stays are appropriate to allow them to negotiate a final form of

1 the settlement agreement, and to prepare motions to dismiss the case, and jointly request that the
2 Court ORDER same

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4 DATED: November 1, 2023

By: /s/ Paul A. Kroeger

Marc A. Fenster (CA BN 181067)
mfenster@raklaw.com
Reza Mirzaie (CA BN246953)
rmirzaie@raklaw.com
Paul A. Kroeger (CA BN 229074)
pkroeger@raklaw.com
Neil A. Rubin (CA BN 250761)
nrubin@raklaw.com
RUSS, AUGUST & KABAT
12424 Wilshire Boulevard, 12th Floor
Los Angeles, CA 90025
Telephone: 310/826-7474
Facsimile: 310/826-6991

Attorneys for Plaintiff
OYSTER OPTICS, LLC

14
15 DATED: November 1, 2023

By: /s/ Blair M. Jacobs

16 Blair M. Jacobs
bjacobs@mckoolsmith.com
17 Christina A. Ondrick
condrick@mckoolsmith.com
18 John S. Holley
jholley@mckoolsmith.com
19 McKool Smith, P.C.
20 1999 K Street, NW, Suite 600
21 Washington, DC 20006
22 Phone: (202) 402-9400
Facsimile: (202) 402-9544

23 ALAN P. BLOCK (SBN 143783)
ablock@mckoolsmithhennigan.com
24 300 South Grand Avenue, Suite 2900
25 Los Angeles, California 90071
26 T: 213.694.1200;
F: 213.694.1234

Attorneys for Defendant
CIENA CORPORATION

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3 IT IS SO ORDERED. The parties shall file a joint status report by no later than December 11, 2023 if they
4 have not filed a dismissal by December 8, 2023.

5 Dated:

6 November 1, 2023

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UNITED STATES DISTRICT MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that the counsel of record who are deemed to have consented to electronic service are being served on November 1, 2023, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ Paul A. Kroeger

SIGNATURE ATTESTATION

The undersigned attests that, pursuant to Local Rule 5-4.3.4(a)(2), concurrence in the filing of this document has been obtained from counsel for all other signatories listed, and on whose behalf the filing is submitted, and counsel concur in the filing's content and have authorized the filing.

Dated: November 1, 2023

Respectfully submitted,

RUSS AUGUST & KABAT

/s/ Paul A. Kroeger

Paul A. Kroeger

RUSS, AUGUST & KABAT

Marc A. Fenster, SBN 181067

mfenster@raklaw.com

Brian D. Ledahl, SBN186579

bledahl@raklaw.com

Paul A. Kroeger, SBN 229074

pkroeger@raklaw.com

Andrew D. Weiss, SBN 232974

aweiss@raklaw.com

Neil A. Rubin, SBN 250761

nrubin@raklaw.com

Adam S. Hoffman, SBN 218740

ahoffman@raklaw.com

Benjamin T. Wang, SBN 228712

bwang@raklaw.com

Jacob R. Buczko, SBN 269408

jbuczko@raklaw.com

12424 Wilshire Boulevard

Twelfth Floor

Los Angeles, California 90025

Telephone: (310) 826-7474

Facsimile: (310) 826-6991

Attorneys for Plaintiff

OYSTER OPTICS, LLC